

NOTICE OF PUBLIC HEARING

Ozone Maintenance Plan and Rules

The Utah Air Quality Board proposes to revise R307-110-13 to incorporate by reference a new section IX.D of the state implementation plan (ozone 8-hour maintenance plan), which replaces the current 1 hour ozone maintenance plan and the current 1 hour ozone SIP. In July 1997, the EPA established a new, more rigorous standard for ozone. The new 8-hour standard was set at a level of 0.08 ppm (parts per million) averaged over an eight-hour period. Salt Lake and Davis Counties were designated as “attainment” under the 8-hour standard. The remainder of the State was designated as “attainment/unclassifiable.”

Because Salt Lake and Davis Counties were attainment areas operating under an existing 1-hour ozone maintenance plan, EPA guidance requires a streamlined maintenance plan under the more general requirements of Section 110(a)(1) of the Clean Air Act. This guidance requires the 8-hour ozone maintenance plan to provide for continued maintenance of the 8-hour National Ambient Air Quality Standard (NAAQS) through 2014. It also specifies the required components of the plan, including an attainment inventory, a maintenance demonstration, an air quality monitoring program, a contingency plan, and a plan to verify continued attainment of the 8-hour NAAQS. The establishment of a Transportation Conformity Budget is not required under Section 110(a)(1). The guidance also stipulates that the maintenance plan would remain in effect after the initial 10-year period (2004-2014), and that contingency measures could still be triggered if the area subsequently violates the 8-hour standard.

This plan was developed according to current EPA guidance and demonstrates that Salt Lake and Davis Counties will remain in compliance to the Ozone NAAQS through 2014.

In addition, the Board has proposed changes in 11 air quality rules. The changes bring the rules into alignment with the new Ozone Maintenance Plan, delete obsolete requirements, and make other grammatical corrections throughout the rules to improve the readability of the rules. The following rules are being amended: R307-101-2, Definitions; R307-320, Davis, Salt Lake and Utah Counties, and Ogden City: Employer-Based Trip Reduction Program; R307-325, Davis and Salt Lake Counties and Ozone Nonattainment Areas: Ozone Provisions; R307-326, Davis and Salt Lake Counties and Ozone Nonattainment Areas: Control of Hydrocarbon Emissions; R307-327, Davis and Salt Lake Counties and Ozone Nonattainment Areas: Petroleum Liquid Storage; R307-328, Davis, Salt Lake, Utah and Weber Counties and Ozone Nonattainment Areas: Gasoline Transfer and Storage; R307-335, Davis and Salt Lake Counties and Ozone Nonattainment Areas: Degreasing and Solvent Cleaning Operations; R307-340, Davis and Salt Lake Counties and Ozone Nonattainment Areas: Surface Coating Operations; R307-341, Davis and Salt Lake Counties and Ozone Nonattainment Areas: Cutback Asphalt; R307-342, Davis, Salt Lake, Utah and Weber Counties and Ozone Nonattainment Areas: Qualification of Contractors and Test Procedures for Vapor Recovery Systems for Gasoline Delivery Tanks; and R307-343, Davis and Salt Lake Counties and Ozone Nonattainment Areas: Emissions Standards for Wood Furniture Manufacturing Operations.

The Board is also proposing to delete R307-332 Davis and Salt Lake Counties and Ozone Nonattainment Areas: Stage II Vapor Recovery Systems. The Stage II Vapor Recovery System rule was originally established under Section 182(b)(3) of the Clean Air Act

(CAA). Stage II Vapor Recovery is no longer required by the CAA after on-board refueling vapor recovery (ORVR) systems began being installed on new vehicles in 1998. A Stage II Vapor Recovery System (VRS) program is very expensive to implement and with a large proportion of the automobile fleet already equipped with ORVR systems, the expected emission reductions no longer justify the expense of implementing Stage II VRS. Therefore, The Air Quality Board is proposing deleting R307-332.

The proposed maintenance plan is available at http://www.airquality.utah.gov/Public-Interest/Current-Issues/ozone_maintenance/index.htm.

Public hearings will be held at 10:00 am on October 17, 2006, in Room 101 of the DEQ Building at 168 N 1950 West in Salt Lake City. In compliance with the American with Disabilities Act, individuals with special needs (including auxiliary communicative aids and services) should contact Charlene Lamph, Office of Human Resources at (801) 536-4413 (TDD 536-4414).

The comment period closes at 5:00 p.m. on May 2, 2005. Comments postmarked on or before that date will be accepted. Comments may be submitted by electronic mail to mcaryl@utah.gov or may be mailed to:

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